

FIRST INFORMATION REPORT

TAMIL NADU POLICE

INTEGRATED INVESTIGATION FORM-I

Under Section 173 BNSS

முதல் தகவல் அறிக்கை

(Under Section 154 Cr.P.C.)

(கு.ந.வி.தொ.பிரிவு 154 இன் கீழ்)

C 8102148

1. District : Thanjavur PS: V and AC Year: 2024 FIR No.:05/2024 Date: 19.09.2024
மாவட்டம் காவல்நிலையம் ஆண்டு மு.த.அ. எண் நாள்
2. (i) Act சட்டம்: The Prevention of Corruption Act 1988 Sections பிரிவுகள்: 13(2)r/w13(1)(e) PC act1988 and
(ii) Act சட்டம்: Indian Panel Code Sections பிரிவுகள்: 109 IPC r/w 13 (2) r/w 13 (1) (e)
(iii) Act சட்டம்: Sections பிரிவுகள்: PC act 1988
(iv) Other Acts & Sections பிற சட்டங்களும், பிரிவுகளும் :
3. (a) Occurrence of Offence Day : Date from : 16.05.2011 Date to : 31.03.2016
குற்ற நிகழ்வு நாள் நாள் முதல் நாள் வரை
Time Period : Time from : Time to :
நேர அளவு நேரம் முதல் நேரம் வரை
(b) Information Received at PS. Date : Time :
காவல் நிலையத்திற்கு தகவல் கிடைத்த நாள் 19.09.2024 நேரம் 15.00 hrs,
(c) General Diary Reference : Entry No(s) Time :
பொது நாட்குறிப்பில் பதிவு விவரம் எண் 19.09.2024 நேரம் 15.00 hrs,
4. Type of Information : Written/ Oral :
தகவலின் வகை : எழுத்து மூலம் / வாய் மொழியாக Typed
5. Place of Occurrence (a) Direction and Distance from PS:
குற்ற நிகழ்விடம் (அ) காவல்நிலையத்திலிருந்து எவ்வளவு தூரமும், எத்திசையும் Thiruverumbur, Poonamallee
and other places
Beat Number : (b) Address :
முறைக் காவல் எண் முகவரி
- (c) In case outside limit of this Police Station, then the Name of P.S : District :
இக்காவல் நிலைய எல்லைக்கப்பால் நடந்து இருக்குமாயின், அந்நிலையில் அந்த கா.நி.பெயர் மாவட்டம்
6. Complainant /Informant (a) Name : (b) Father's/ Husband's Name :
குற்றமுறையீட்டாளர்/ தகவல் தந்தவர் பெயர் M.Saravanan தந்தை / கணவர் பெயர் M.Mahalingam
(c) Date / Year of Birth : 1976 (d) Nationality : Indian (e) Passport No. :
நாள் / பிறந்த ஆண்டு நாட்டினம் வெளிநாட்டு கடவுச்சீட்டு எண்
Date of Issue : Place of Issue :
வழங்கப்பட்ட நாள் வழங்கப்பட்ட இடம்
(f) Occupation : (g) Address :
தொழில் Police Department முகவரி Inspector of Police,
Vigilance and Anti-Corruption Unit,
Thanjavur Detachment.
7. Details of Known/Suspected/Unknown accused with full particulars. (Attach separate sheet if necessary)
தெரிந்த / ஐயப்பாட்டிற்குரிய / தெரியாத குற்றஞ்சாட்டப்பட்டவரின் முழுமையான விவரங்கள்
(தேவையெனில் தனித்தாள் இணைக்கவும்) AO1.Tr.R.Vaithilingam, age 69/2024, No.3/335, South Street,
Thelugankudikadu Village, Orathanadu Taluk, Thanjavur District. Formerly Minister for Housing
and Urban Development and Agriculture, (Now MLA of Orathanadu Assembly Constituency),
Thanjavur District and A2. Tr.V.Prabhu, age 39/2024 S/o. R.Vaithilingam, No.3/335, South
Street, Thelugankudikadu Village, Orathanadu Taluk, Thanjavur District. (Private Individual).
8. Reasons for delay in reporting by the complainant / Informant:
குற்றமுறையீட்டாளரால் / தகவல் கொடுப்பவரால் முறையிட்டதில் தகவல் கொடுப்பதில் தாமதம்

- On the outcome of a Detailed Enquiry -

9. Particulars of properties stolen / involved (Attach separate sheet if necessary)
களவாடப்பட்ட / களவிற்குள்ளான சொத்துக்களின் விவரம் (தேவையெனில் தனித் தாளில் இணைக்கவும்)

Not arise

10. Total value of properties stolen / involved :
களவாடப்பட்ட / களவிற்குள்ளான சொத்துக்களின் மொத்த மதிப்பு

Not arise

11. Inquest Report / Un-natural death Case No. if any:
பிண விசாரணை அறிக்கை / இயற்கைக்கு மாறான இறப்பு எண் ஏதேனும் இருந்தால்

Not arise

12. FIR Contents (Attach separate sheet, if required) :
முதல் தகவல் அறிக்கையின் சுருக்கம். (தேவையெனில் தனித்தாளில் இணைக்கவும்)

Submitted:-

Based on the orders of the Government in Letter No. AC/138-3/2022 Public (S.C) Department dated 08.07.2022 and instructions of the Director, V&AC, Chennai vide DVAC Memo in No.DE23/2022/PUB/HQ, dt.18.07.2022, a Detailed Enquiry in No.DE 23/2022/PUB/HQ was conducted against the accused AO1-Tr.R.Vaithilingam, age 69/2024, Formerly Minister for Housing and Urban Development and Agriculture, Government of Tamilnadu (Now MLA of Orathanadu Assembly Constituency, Thanjavur District).

During the period between 2011 to 2016, the accused AO-1 Tr.R.Vaithilingam, was holding the office of the Minister for Housing and Urban Development and in addition held the portfolio of Minister for Agriculture, Government of Tamilnadu. During the above said period, the accused AO-1 had indulged in corrupt activities by abused his official position as a Minister and intentionally enriched himself illicitly by acquiring assets and pecuniary resources in the name of his elder son Accused A2 Tr.V.Prabhu which are disproportionate to the known sources of his income.

13. Action taken : Since the above report reveals commission of offence(s) as mentioned at item No.2 registered the case and took up the investigation / directed Rank to take up the investigation / Refused Investigation / transferred to PS.....on point of jurisdiction.

எடுக்கப்பட்ட நடவடிக்கை : மேலே குற்ற முறையீட்டில் உள்ளவை பிரிவு 2ல் கூறப்பட்ட சட்ட பிரிவுப்படியான குற்றமாக வழக்கு பதிவு செய்து புலனாய்வுக்கு எடுத்துக்கொள்ளப்பட்டது / பணிக்கப்படுதல் பதவி நிலை பணியாளரின் புலனாய்வுக்கு எடுத்துக்கொள்ள பணிக்கப்பட்டது / மறுக்கப்பட்டு எல்லையைக் கருதி புலனாய்வுக்கு காவல் நிலையத்திற்கு மாற்றப்படுகிறது.

FIR read over to the Complainant / Informant, admitted to be correctly recorded and a copy given to the Complainant / Informant free of cost.

மு.த.அ. குற்றமுறையீட்டாளருக்கு / தகவல் தந்தவருக்கு படித்துக்காட்டி, அது சரியாக எழுதப்பட்டு இருப்பதாக ஏற்றுக் கொள்ளப்பட்டு, அதன் படி நகல் ஒன்று இலவசமாக கொடுக்கப்பட்டது.

14. Signature / Thumb Impression of the Complainant / Informant
குற்றமுறையீட்டாளர் / தகவல் கொடுப்பவரின் ஒப்பம் / பெருவிரல் இரேகைப் பதிவு

Signature of the Officer in-Charge, Police Station
காவல் நிலைய பொறுப்பு அலுவலரின் ஒப்பம்

15. Date & Time of despatch to the court:
நீதிமன்றத்திற்கு அனுப்பப்பட்ட நாளும், நேரமும்
On 19.09.2024 at 16.30 hrs

(M.SARAVANAN)
Name: பெயர் Inspector of Police,
Rank: நிலை V & AC Unit, No. எண்
Thanjavur Detachment.

Continuation First Information Report of Thanjavur Vigilance and Anti-Corruption Unit Cr.No. 05/2024 u/s 13 (2) r/w 13 (1) (e) of PC Act 1988 and 109 IPC r/w 13 (2) r/w 13 (1) (e) of the PC Act 1988.

The accused officer Tr.R.Vaithilingam is a native of Thelugankudikkadu village, Orathanadu Taluk in Thanjavur District. His parents are Rengaswamy and Muthammal. Both were expired. AO-1 Tr.R.Vaithilingam hails from a middle class family and had income only through agriculture and also getting pension as former Member of Legislative Assembly. His Wife Tmt.V.Thangam is a native of Peikarambankottai, is a house wife. They have three sons and one daughter. His elder son Tr.V.Prabhu (A2) had got married with Tmt.Birundha and they are residing in AO-1's house. Further AO-1's Younger sons Tr.V.Anandhaprabhu and Tr.V.Shanmugaprabhu are Doctors by profession. They were studied MBBS course at SRM Medical College Hospital and Research Centre, Kattankulathur in the year of 2007 to 2012 and 2009 to 2014 respectively. AO-1's daughter Tmt.V.Pradeeba married with Dr.Karthikeyan of Puthur Village, Orathanadu Taluk, Thanjavur District.

The accused AO-1 Tr.R.Vaithilingam, was elected as a Member of Legislative Assembly from Orathanadu Assembly Constituency, Thanjavur in the AIADMK party for three times consecutively and his first tenure for the period between 2001 and 2006 he was holding the portfolio of Minister of Industries Department and then Department of Forest. In his second tenure for the period between 2006 to 2011 he was sat at opposite row. Then, his third tenure from 2011 to 2016, he was held the portfolio of minister of Housing and Urban Development and in addition held the portfolio of Minister for Agriculture. Then he was elected as a Member of Parliament for Rajya Saba for the period between June 2016-2021. Again he elected as MLA from Orathanadu Assembly Constituency, Thanjavur during 2021 Assembly General Election and till continue as MLA and hence he resigned the MP post of Rajya Saba. Hence he is a public servant as defined u/s 2 (c) of the Prevention of Corruption Act, 1988.

The accused A2 Tr.V.Prabhu, S/o AO-1 Tr.R.Vaithilingam is a Private Individual and doing agricultural business and also he had been the Managing Director of Muthammal Estates Private Limited, Chennai, since 22.09.2014.

The detailed enquiry discloses that accused AO-1 Tr.R.Vaithilingam acquired huge wealth in the form of assets and pecuniary resources and intentionally enriched himself illicitly by acquiring assets and pecuniary resources in the name of his elder son accused A2 Tr.V.Prabhu during the period of his office between 16.05.2011 and 31.03.2016 and hence the same was taken as the check period.

The accused AO-1 Tr.R.Vaithilingam, was in a possession of pecuniary resources and properties in the form of house sites, agriculture lands, gold jewels, motor vehicle, fixed deposits, and bank balance etc., to the tune of Rs.36,58,472.49/- in his name, in the names of his wife and his elder son accused A2 Tr.V.Prabhu as on 16.05.2011 at the beginning of the check period. i.e., 16.05.2011.

During the check period in order to legitimize the AO-1's ill-gotten wealth the accused AO-1 had decided to purchase movable and immovable properties in the name of his elder son accused A2 Tr.V.Prabhu and in the name of Muthammal Estates Pvt., Ltd. to the tune of Rs.23,60,63,506.00/- towards the purchase of lands, house sites at Poonamallee and Thiruverumbur and also received the amount more than Rs.27.90 crores in the name of Muthammal Estates Private Limited Indian Bank Current Account No. 6325562888 at Ekkattuthangal Branch, Chennai during the check period.

AO-1 elder son accused A2. Tr.V.Prabhu has been running a firm in the name of Muthammal Estates Private Limited since 22.09.2014 along with his close associate Tr.R.Panneerselvam. In which, AO-1 elder son accused A2. Tr.V.Prabhu has 90% shareholder and Tr. R.Panneerselvam has 10% shareholder. Further Current Account No. 6325562888 was opened in the name of Muthammal Estates Private Limited at Indian Bank, Ekkattuthangal Branch, Chennai on 24.03.2015. In which cash balance amount of Rs.10,82,85,494.00/- found at the end of check period on 29.02.2016. This company was formed with a share capital of Rs.36,00,000/-. According of the Association of Article and Memorandum of Association, this company was registered to deal with real-estate business. According to its Income Tax returns, this company had no business income during the relevant period between 2015-16 and 2016-17.

One M/s. Shriram Properties and Infrastructure Pvt. Ltd., had constructed IT buildings and leased out to IT companies from late 2000s. In order to construct additional buildings including residential and IT buildings in 57.94 Acre land at GST Road, Perungalathur, Chennai. It submitted for planning permission to Chennai Metropolitan Development Authority (CMDA) on 02.12.2013 vide file No. C3(S)/20454/2013 and the Planning permission was approved by CMDA vide PP No. 9059 on 24.02.2016 and the construction planning permission has been sought for the construction of 1453 dwelling Units. The Planning Permit file was pending with the CMDA from 02.12.2013 to 24.02.2016. During the period when the file was pending with the housing Minister, M/s. Shriram Properties and Infrastructure Pvt. Ltd., alleged to have paid Rs.27.90 Crores as ill-gotten money to AO-1 the then Minister of Housing and Urban Development for getting the approval of the planning permission.

The Indian Bank Current Account No.6325562888 maintained by Muthammal Estates Private Limited it shows that, a total sum of Rs.27.90 Crores have been credited within a short span of 8 days between 28.01.2016 and 04.02.2016 through RTGS to this Account from the Axis Bank Account No.913020007388999 of Bharath Coal Chemicals Private Limited. Muthammal Estates Pvt. Ltd has shown the above payment in its book of accounts as unsecured loan obtained from Bharath Coal Chemical Private Limited. Further, the Bharath Coal Chemicals Limited is wholly owned by M/s.SVL Ltd., formerly known as M/s. Shriram Industrial Holdings Ltd and M/s. Shriram Ventures Ltd., which is a part of Shriram Group of companies.

The Bharath Coal Chemicals Ltd is a company said to be dealing with chemical manufacturing had been struggling with financial Crisis. The company's assets were hypothecated in the year 2014 to the tune of Rs.130.00 Crores. In the year 2019-20, the company has filed bankruptcy more than Rs.281.00 Crores outstanding to various financial creditors. Yet, it had given an unsecured loan of Rs.27.90 Crores to Muthammal Estates Pvt Ltd during 2016, which is in a completely different line of business and has not recovered the unsecured loan until 2019-20, even when Bharath Coal Chemicals Ltd had to file Bankruptcy and initiate liquidation of assets.

Muthammal Estates Pvt. Ltd., did not have any prior experience and its revenue from operations until the year filed with Income Tax return of 2019-20 is '0' for 2014-15

and 2015-16 and future years. This shows that, the amount of Rs.27.90 Crores was not provided in 2015-16 based on their financial capacity or ability to repay. Also Bharath Coal Chemicals limited is not into the business of financial lending. Thus, it was the ill-gotten amount received by the AO-1 through his associate company namely Muthammal Estates Pvt. Ltd owned by his elder son accused A2.Tr. V.Prabhu.

As on 16.05.2011 i.e., before commencement of the check period the value of assets found in the name of AO-1 Tr.R.Vaithilingam, in the names of his wife and his elder son accused A2.Tr. V.Prabhu (in the form of house sites, agriculture lands, gold jewels, motor vehicle, fixed deposits, and bank balance etc.,) is Rs.36,58,472.49/-

As on 31.03.2016 i.e., at the end of the check period, assets acquired by the AO-1 Tr.R.Vaithilingam, in the names of his wife and his elder son accused A2.Tr. V.Prabhu is Rs.34,28,60,988.02/-.

During the check period i.e., from 16.05.2011 to 31.03.2016, income derived by the AO-1 Tr.R.Vaithilingam, in the names of his wife and his elder son accused A2.Tr. V.Prabhu up to the end of the check period i.e., as on 31.03.2016 is Rs.3,06,95,274.00.

During the check period the expenses incurred by the AO-1 Tr.R.Vaithilingam, in the names of his wife and his elder son accused A2.Tr. V.Prabhu up to the end of the check period i.e., as on 31.03.2016 is Rs.1,62,03,325.00/-



The value of assets acquired by the accused AO-1 Tr.R.Vaithilingam, in the names of his wife and his elder son accused A2.Tr. V.Prabhu during the check period between 16.05.2011 and 31.03.2016 is Rs.33,92,02,515.53/-

During the check period between 16.05.2011 and 31.03.2016, the likely savings of the AO-1 Tr.R.Vaithilingam, in the names of his wife and his elder son accused A2. Tr. V.Prabhu is Rs.1,44,91,949.00/-

The quantum of assets disproportionately acquired by the accused AO -1 Tr.R.Vaithilingam in the name of his elder son accused A2 Tr.V.Prabhu during the check period between 16.05.2011 and 31.03.2016 is Rs.32,47,10,566.53/-. The extent of disproportion is 1,057.85% of the total income during the check period.

The above information discloses prima-facie that the accused AO-1 Tr.R.Vaithilingam has abused his official position as Minister for Housing and Urban Development and obtained ill-gotten money through Muthammal Estates Private Limited owned by his elder son accused A2 Tr.V.Prabhu. The accused A2 Tr.V.Prabhu is actively aided the AO-1 and used the AO-1's ill-gotten money for the purchase of various lands and assets in the name of Muthammal Estates Private Limited. Hence the accused AO-1 Tr.R.Vaithilingam and his elder son accused A2 Tr.V.Prabhu have committed the offences of criminal misconduct and abetment. The offences committed by the Accused AO-1 Tr.R.Vaithilingam, is punishable u/s 13 (2) r/w 13 (1) (e) of PC Act 1988 for the period from 16.05.2011 to 31.03.2016 and abetted the offence of criminal misconduct committed by his elder son accused A2 Tr.V.Prabhu is punishable u/s 109 IPC r/w 13 (2) r/w 13 (1) (e) of the PC Act 1988.

Therefore on 19.09.2024 at 15.00 hrs, I registered a case in Thanjavur Vigilance and Anti-Corruption Unit Cr.No.05/2024, under the above section against AO-1 Tr.R.Vaithilingam and his elder son accused A2 Tr.V.Prabhu. The original FIR is submitted to the Hon'ble Chief Judicial Magistrate/Special Judge, Thanjavur @ Kumbakonam and copy for the FIR is going to be sent to the Superintendent of Police, Central Range, Director of Vigilance and Anti-Corruption, Chennai-16 for issuing orders under section 17 of the Prevention of Corruption Act, 1988 to investigate the case and authorization under section 18 of the said Act to inspect bankers books in so far as related to the accounts of AO-1 Tr.R.Vaithilingam, his elder son accused A2 Tr.V.Prabhu and any other persons suspect to the holding money on behalf of them.



(M.Saravanan)
Inspector of Police,
Vigilance and Anti-Corruption Unit,
Thanjavur Detachment.
19.09.2024